

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO

EASTERN GATEWAY COMMUNITY)	
COLLEGE,)	
)	CASE NO. 2:22-cv-03326-JLG-EPD
<i>Plaintiff,</i>)	
)	
v.)	
)	
MIGUEL CARDONA, et al.,)	
)	
<i>Defendants.</i>)	

PLAINTIFF’S MOTION FOR TELEPHONE STATUS CONFERENCE

In light of the cancellation of the preliminary injunction hearing previously scheduled for October 11, 2022 as a result of the Order of Recusal (ECF No. 32), Plaintiff Eastern Gateway Community College (“EGCC”) respectfully requests an urgent telephone status conference with the Court to discuss rescheduling the preliminary injunction hearing at the earliest possible date.

Time is of the essence on EGCC’s request for injunctive relief, which has been fully briefed by the parties. Defendants’ Cease-and-Desist Letter, which EGCC seeks to enjoin, prohibits EGCC from enrolling students in its Free College Benefit Program (the “Program”) after July 18, 2022. While students who were enrolled in the Fall Semester prior to July 18, 2022 were permitted to attend classes this Fall Semester (Aug. – Dec.), the Cease-and-Desist Letter – by its express terms – will prohibit all students from enrolling in Spring Semester (Jan. – May), *even students currently enrolled and taking classes.*

Enrollment for Spring Semester would have normally opened at the beginning of October but has been indefinitely delayed. EGCC needs a ruling on its Motion for Preliminary Injunction so it can communicate to its students and faculty whether they will be able to continue their education and employment in January. As such, EGCC respectfully requests an urgent telephone

status conference with the Court to discuss rescheduling the preliminary injunction hearing at the earliest possible date.

Respectfully submitted,

/s/ Adam D. Fuller

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***Special Counsel for Plaintiff Eastern Gateway
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CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2022, a copy of the forgoing was filed electronically. Notice of this filing will be sent by operation of the court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system.

/s/ Adam D. Fuller

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